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10 Attorneys for Debtor

11 **UNITED STATES BANKRUPTCY COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 In re:

15 Y. ROGER YU,

16 Debtor.

17) Case No. 23-50023 MEH
18) Chapter 13

19) **NOTICE OF HEARING ON THE**
20) **COURT'S CONTESTED CALENDAR**
21) **REGARDING THE OPPOSITION TO**
22) **DEBTOR'S MOTION TO CONVERT**
23) **CASE UNDER 11 U.S.C. SECTION 706(a)**
24) **OR 1112(a); PROOF OF SERVICE**

25) Date: April 6, 2023

26) Time: 1:30 p.m.

27) Place: U.S. Courthouse, 280 South 1st Street,
28) **Courtroom 11**, San Jose CA 95113**

29) **Hearing to be conducted in person in the
30) courtroom but Counsel / interested parties
31) may appear by Zoom and instructions on
32) doing so are provided below

33) **Judge: Hon. M. Elaine Hammond**

34 **TO THE HONORABLE JUDGE M. ELAINE HAMMOND, THE UNITED**
35 **STATES TRUSTEE'S OFFICE FOR THE NORTHERN DISTRICT OF CALIFORNIA,**
36 **THE STANDING CHAPTER 13 TRUSTEE, ALL PARTIES IN INTEREST, AND THEIR**
37 **RESPECTIVE COUNSEL(S) OF RECORD:** Please be advised that there will be a hearing on
38 the Court's Contested Calendar regarding the OPPOSITION TO DEBTOR'S MOTION TO

1 CONVERT CASE UNDER 11 U.S.C. SECTION 706(a) OR 1112(a) ("Opposition") scheduled
2 for **1:30 p.m. on April 6, 2023** before the Honorable Judge M. Elaine Hammond.

3 The Motion to Convert Case from a Chapter 13 to a Chapter 11 (Under 11 U.S.C.
4 Sections 706(a) or 1112(a)) (with a Notice of Opportunity for Hearing) was filed on February 15,
5 2023 at case docket # 38, and the Opposition was filed on March 1, 2023, at case docket number
6 #50, by Interested Persons / Creditors Douglas G. Sykes, by and through Mr. Sykes's counsel,
7 Mr. Reilly D. Wilkinson of the Scheer Law Group, LLP. Said hearing is being set based on the
8 Opposition.

9 **PLEASE BE ADVISED THAT:** (1) counsel, parties, and other interested parties may
10 attend the hearing in person or by Zoom; (2) additional information is available on Judge
11 Hammond's Procedures page on the court's website, and (3) information on attending the
12 hearing by Zoom will be provided on Judge Hammond's calendar
13 (<https://www.canb.uscourts.gov/judge/hammond/calendar>), posted no later than seven (7) days
14 prior to the hearing date.

15 **PLEASE TAKE FURTHER NOTICE** that any party opposing the Motion must appear
16 personally or by counsel at the hearing and may file responsive pleadings, points and authorities
17 and declarations. FAILURE TO APPEAR AT THE HEARING MAY RESULT IN ANY
18 OBJECTION(S) BEING OVERRULED / THE MOTION MAY BE GRANTED.

19
20 Respectfully submitted,

21 FARSAD LAW OFFICE, P.C.

22
23 Dated: March 2, 2023

24 /s/ Arasto Farsad
25 Arasto Farsad, Esq.
26 Attorneys for Debtor
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PROOF OF SERVICE

I am NOT a party to the within action; my business address is FARSAD LAW OFFICE, P.C., 1625 The Alameda, Suite 525, San Jose, CA 95126. On **March 2, 2023**, I served the interested parties with the document(s) described as follows:

1. NOTICE OF HEARING ON THE COURT'S CONTESTED CALENDAR REGARDING THE OPPOSITION TO DEBTOR'S MOTION TO CONVERT CASE UNDER 11 U.S.C. SECTION 706(a) OR 1112(a); PROOF OF SERVICE,

BY USPS FIRST CLASS MAIL: By placing true copies thereof enclosed in a sealed envelope with postage fully pre-paid addressed to all addressees on the attached **Court Creditor Matrix** as well as the addressee listed below. The envelopes were deposited in the United States Post Office in **San Jose**, California.

BY ELECTRONIC TRANSMISSION: I also caused to be served the above-described documents by means of electronic transmission of the Notice of Electronic Filing through the Court's transmission facilities, to the following parties and/or counsel who are registered ECF users: **All CM/ECF registered participants.**

Executed on **March 2, 2023**, at **San Jose**, California.

I declare under penalty of perjury that the above statements are true and accurate.

/s/ Arasto Farsad
Arasto Farsad

Label Matrix for local noticing
0971-5
Case 23-50023
California Northern Bankruptcy Court
San Jose
Thu Mar 2 16:54:50 PST 2023

Devin Derham-Burk
P.O. Box 50013
San Jose, CA 95150-0013

Franchise Tax Board
Bankruptcy Section MS A340
P.O. Box 2952
Sacramento, CA 95812-2952

Justin Lin
1053 E. Meadow Circle
Palo Alto, CA 94303

Newrez LLC
1100 Virginia Dr Suite 125
Fort Washington, PA 19034-3235

Josephine E. Salmon
Aldridge Pite, LLP
8880 Rio San Diego Drive
Ste 725
San Diego, CA 92108-1619

Taylor Chen
1525 Miramonte Ave., #3082
Los Altos, CA 94024-9001

Reilly Wilkinson
Scheer Law Group
155 N Redwood Dr. #100
San Rafael, CA 94903-1966

CA Employment Development Dept.
Bankruptcy Group MIC 92E
P.O. Box 826880
Sacramento, CA 94280-0001

Douglas Sykes
c/o Scheer Law Group, LLP
155 North Redwood Dr #100
San Rafael, CA 94903-1966

Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101-7346

LoanCare, LLC
ALDRIDGE PITE, LLP
8880 Rio San Diego Drive, Suite 725
San Diego, CA 92108-1619

Office of the U.S. Trustee / SJ
U.S. Federal Bldg.
280 S 1st St. #268
San Jose, CA 95113-3004

Shellpoint
PO Box 10826
Greenville, SC 29603-0826

(p)U S ATTORNEY'S OFFICE NORTHERN DISTRICT
450 GOLDEN GATE AVENUE
9TH FLOOR
SAN FRANCISCO CA 94102-3419

Y. Roger Yu
115 College Ave
Mountain View, CA 94040-1512

CA Franchise Tax Board
Attn: Special Procedures
P.O. Box 2952
Sacramento, CA 95812-2952

Arasto Farsad
Farsad Law Office, P.C.
1625 The Alameda, Suite 525
San Jose, CA 95126-2224

James Lee
P.O. Box 20224
Seattle, WA 98102-1224

MCLP Asset Company, Inc. c/o
NewRez LLC dba Shellpoint Mortgage Servi
PO Box 10826
Greenville SC 29603-0826

(p)PNC BANK RETAIL LENDING
P O BOX 94982
CLEVELAND OH 44101-4982

(p)CALIFORNIA STATE BOARD OF EQUALIZATION
ACCOUNT REFERENCE GROUP MIC 29
P O BOX 942879
SACRAMENTO CA 94279-0029

Wei Wang
No. 3388 Zhoujiazui Rd., Bldg. 8
Shanghai, China

Kristin A. Zilberstein
Padgett Law Group
546 Silicon Dr., Suite 103
Southlake, TX 76092-7511

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

PNC Bank
P.O. Box 1820
Dayton, OH 45401

State Board of Equalization
Attn: Special Procedures Section, MIC:55
P.O. Box 942879
Sacramento, CA 94279

U.S. Attorney
Civil Division
450 Golden Gate Ave.
San Francisco, CA 94102-3400

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Douglas G. Sykes

(u)MCLP Asset Company, Inc.

End of Label Matrix	
Mailable recipients	23
Bypassed recipients	2
Total	25